



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q68857

D. Colavizza, et al.

Appln. No.: 09/716,639

Group Art Unit: 1761

Confirmation No.: 8287

Examiner: David A. Lanbertson

Filed: November 20, 2000

For: NEW BAKER'S YEASTS AND STRAINS FOR THEIR PREPARATION

**STATEMENT OF AVAILABILITY WITH RESPECT TO
YEAST STRAIN CNCM I-2421**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

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TECH CENTER 1600/2900

We, LeSaffre et Cie do depose, declare and state that:

We are the Assignee of the entire right, title and interest of the invention described and claimed in the above-identified application, as evidenced by the Assignment recorded on May 24, 2001, at REEL 011836, FRAME 0517, in the above-identified application.

We agree that upon allowance and issuance of the above-identified application into a United States Patent, restriction on availability of:

Yeast Strain No. CNCM I-2421

which is designated in the specification of the above-identified application and deposited at the Collection Nationale de Cultures de Microorganismes, Institut Pasteur, 28 rue du Docteur Roux, 75724 PARIS CEDEX 15 on March 24, 2000, will be irrevocably removed.

Statement of Availability for CNCM I-2421
U.S. Application Ser. No. 09/716,639

Attorney Docket No. Q68857

We agree that the above-identified deposit designated in the above-identified application will be maintained for a period of 30 years or 5 years after the last request for the deposit or for the effective life of any patent which issues on the above-identified application, whichever is longer;

We agree that if the deposit becomes non-viable, it will be replaced; and

We also assure access to the deposit as determined by the Commissioner under 37 C.F.R. § 1.14.

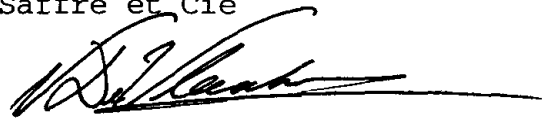
We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

LeSaffre et Cie

Date:

August 28, 2003

Name:



Name: NATALIE DE VLEESCHAUWER

Title: PATENT MANAGER